



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Donald D. LaNeve

Serial No.: 10/034,069

Group Art Unit: 3713

Filed: 12/27/2001

Examiner: Aaron L. Enatsky

For: WAGERING INTERFACE SYSTEM AND METHOD

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as "Express Mail Post Office to Addressee" Mailing Label Number EV394058892US to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

10/15/04

Date

Joseph A. Powers
Joseph A. Powers, Registration No. 47,006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith is an Information Disclosure Statement pursuant to 37 CFR.
§ 1.56 in connection with the above-identified application, which statement is being filed:

- ☐ Together with the present application.
- ☐ Before the first Office Action on the merits or three (3) months from the filing date of this application, whichever occurs last. **[37 CFR § 1.97(b)]**
- ☒ After the first Office Action on the merits, but before a Final Office Action under §1.113 or Notice of Allowance under §1.311, whichever occurs first. **[37 CFR § 1.97(c)]**
- ☐ After a Final Office Action under §1.113 or Notice of Allowance under §1.311, but prior to or with payment of the Issue Fee. **[37 CFR § 1.97(d)]**

10/21/2004 AWONDAF1 00000001 041679 10034069

01 FC:1806 180.00 DA

Consistent with Applicant's obligations pursuant to 37 CFR §§1.97 and 1.98, the following requirements have been met:

☐ No separate requirements are needed.

☐ No additional fee is required.

☒ **Fee Under 37 CFR § 1.97(c)**

The fee of \$180.00 for submission of an IDS under § 1.97(c) as set forth in § 1.17(p) accompanies this statement.

☐ **Fee Under 37 CFR § 1.97(d)**

The fee of \$180.00 for submission of an information disclosure statement under § 1.97(d) set forth in § 1.17(p) accompanies this statement.

☐ **Certification Under 37 CFR § 1.97(e)**

☐ Each item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; or

☐ No item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this statement.

Provision of Copies of References

☒ A copy of each of the references listed on the attached Form PTO-1449 is enclosed herewith and forms a part hereof.

☒ A copy of the foreign and non-patent references from Applicant's first information disclosure statement dated March 21, 2002 are also enclosed as requested by the Examiner in the office action dated July 15, 2004.


- ☐ [] Translations or partial translation of the indicated references are enclosed herewith and form a part hereof.
- ☐ [] A copy of the Search Report from a corresponding British application is enclosed herewith.
- ☐ [] A copy of the International Search Report from a corresponding or related PCT application is enclosed herewith.

Identification of Prior Application(s) In Which Listed Information Was Already Cited And For Which No Copies Are Submitted Or Need Be Submitted

- ☐ [] This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior U.S. Application No(s). . The following references were submitted to, and/or cited by, the Office in the prior application(s) and therefore are not required to be provided in this application:
- ☒ [x] The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to Deposit Account No. 04-1679. A duplicate copy of this transmittal is attached.

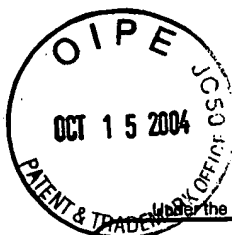
Respectfully submitted,

DATE: 10/15/04



Joseph A. Powers
Registration No. 47,006
Attorney for Applicant(s)

DUANE MORRIS LLP
One Liberty Place
Philadelphia, PA 19103-7396
Telephone: 215-979-1842
Fax: 215-979-1020



PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/034,069
Filing Date	12-27-2001
First Named Inventor	Donald D. LaNeve
Art Unit	3713
Examiner Name	Not Yet Known
Attorney Docket Number	W1200-00038

Sheet 1 of 1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	DA	US- 5,991,756	11-23-1999	Wu	
	DB	US- 6,089,981	07-18-2000	Brenner et al.	
	DC	US- 6,099,409	08-08-2000	Brenner et al.	
	DD	US- 6,260,019	07-10-2001	Courts	
	DE	US- 6,266,659	07-24-2001	Nadkarni	
	DF	US- 6,554,708	04-29-2003	Brenner et al.	
	DG	US- 6,554,709	04-29-2003	Brenner et al.	
	DH	US- 2001/0039209	11-08-2001	DeWeese et al.	
	DI	US- 2001/0047291	11-29-2001	Garahi et al.	
	DJ	US- 2001/0051540	12-13-2001	Hindman et al.	
	DK	US- 2002/0032677	03-14-2002	Morgenthaler et al.	
	DL	US- 2002/0049975	04-25-2002	Thomas et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

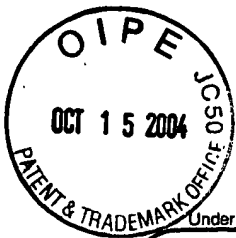
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁸
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PTO/SB/08B (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known	
		Application Number	10/034,069
		Filing Date	12-27-2001
		First Named Inventor	Donald D. LaNeve
		Art Unit	3713
		Examiner Name	Not Yet Known
Sheet 1	of 1	Attorney Docket Number	W1200-00038

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	DM	The Motley Fool, Fool.com, stock portfolio web page © 1998-2003 BigCharts.com Inc. (2 pages) [http://portfolios.fool.com/custom/fool-com/portfolio]	

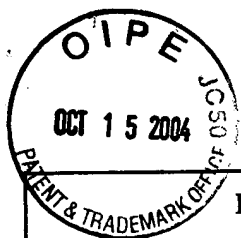
Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Form PTO-1449 Modified

List of Patent and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce
Patent and Trademark Office

Docket No.
W1200-00038

Serial No.
10/034,069

Applicant

Donald D. LaNeve

Filing Date
12/27/2001

Group
3713

FOREIGN PATENT DOCUMENTS

Examiner Initial	Cite No.	Office	Document No.	Applicant	Date	Translation Yes No
	CE	GB	2,138,602 A	McKeown	10-24-1984	
	CF	JP	401269157 A	Hirasawa et al.	10-26-1989	(partial)
	CG	JP	401025659 A	Terauchi et al.	01-27-1989	X
	CH	JP	401269162 A	Suzuki et al.	10-26-1889	(partial)
	CI	JP	402110660 A	Suzuki et al.	04-23-1990	(partial)
	CJ	JP	402231671 A	Manabe	09-13-1990	(partial)
	CK	GB	2, 229, 565 A	Wain	09-26-1990	
	CL	EP	0 450 520 A2	Ganot	10-09-1991	
	CM	EP	0 620 688 A2	Handelman	10-19-1994	
	CN	EP	0 624 039 A2	Blahut et al.	11-09-1994	
	CO	GB	2,300,535 A	Beckwith	11-06-1996	
	CP	JP	H06-325062	Omron Corporation	11-25-1994	X
	CQ	EP	0 387 046 A2	Material Engineering Technology Laboratory, Inc. et al.	09-12-1990	

EXAMINER

DATE CONSIDERED



Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office		Docket No. W1200-00038	Serial No. 10/034,069
		Applicant Donald D. LaNeve	
		Filing Date 12/27/2001	Group 3713
OTHER DOCUMENTS (Including Author in CAPITAL LETTERS, Title, Date, Pertinent Pages, Etc.)			
	CR	MILLER, MATTHEW D., "A Scenario for the Deployment of Interactive Multimedia Cable Television Systems in the United States in the 1990's," Proceedings of the IEEE, Vol. 82, No. 4, April 1994	
	CS	CHANG, YEE-HSIANG et al., "An Open-Systems Approach to Video on Demand," IEEE Communications Magazine, May 1994	
	CT	PEDDICORD, ROSS, "New on TV: You Bet Your Horse," <u>Baltimore Sun</u> , 12-15-94	
	CU	PERRONE, VINNIE, "The Home Betting Channel - Maryland 1 st to Test Interactive TV Wagers," <u>Washington Post</u> , 12/15/94	
	CV	BURGESS, JOHN, "And We're Off to the Races!" <u>Washington Post</u> , January 16, 1995	
	CW	HEISTAND, MICHAEL, "Sports on TV - Home Wagering is on the Way," <u>USA Today</u> , 12/7/94	
	CX	CHARTRAND, SABRA, Patents "A Florida Inventor Puts His Money on a Gambling Network for Interactive Television," <u>New York Times</u> , 2/28/94	
	CY	FINLEY, SCOTT, "Online Betting in the Internet Age," <u>The HorsePlayer Magazine</u> , March/April 2001 Issue, pages 8-10, 12, 14 and 17	
	CZ	FINLEY, BILL, "Room for Two TV Vehicles on the Information Superhighway (TVG, TRN, Speeding to Transport More Viewers to More Tracks)," <u>The HorsePlayer Magazine</u> , March/April 2001 Issue, pages 18-20, 22, 24 and 26	

PH1V34951.1

EXAMINER	DATE CONSIDERED
----------	-----------------



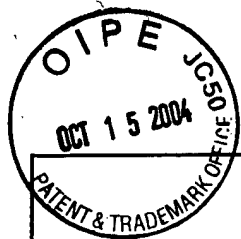
COPY

Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office	Docket No. W1200-00038	Serial No. 10/034,069
	Applicant Donald D. LaNeve	
	Filing Date 12/27/2001	Group 3713

U. S. PATENT DOCUMENTS

Examiner Initial	Cite No.	Document No.	Name	Date	Class	Subclass
	AA	3,697,698	Oswald et al.	10-10-1972	179	15
	AB	3,810,627	Levy	05-14-1974	273	138
	AC	3,909,002	Levy	09-30-1975	273	138
	AD	4,322,612	Lange	03-30-1982	235	419
	AE	4,339,798	Hedges et al.	07-13-1982	364	412
	AF	4,467,424	Hedges et al.	08-21-1984	364	412
	AG	4,592,546	Fascenda et al.	06-03-1986	273	1
	AH	4,652,998	Koza et al.	03-24-1987	364	412
	AI	4,669,730	Small	06-02-1987	273	138
	AJ	4,694,490	Harvey et al.	09-15-1987	380	20
	AK	4,704,725	Harvey et al.	11-03-1987	380	9
	AL	4,706,121	Young	11-10-1987	358	142
	AM	4,745,468	Von Kohorn	05-17-1988	358	84
	AN	4,760,527	Sidley	07-26-1988	364	412
	AO	4,799,683	Bruner, Jr.	01-24-1989	273	138
	AP	4,815,741	Small	03-28-1989	273	138
	AQ	4,876,592	Von Kohorn	10-24-1989	358	84
	AR	4,882,473	Bergeron et al.	11-21-1989	235	380
	AS	4,926,255	Von Kohorn	05-15-1990	358	84
	AT	4,951,039	Schwendeman et al.	08-21-1990	340	725
	AU	4,965,825	Harvey et al.	10-23-1990	380	9
	AV	5,038,022	Lucero	08-06-1991	235	380

EXAMINER	DATE CONSIDERED
-----------------	------------------------

**Form PTO-1449 Modified****Docket No.**
W1200-00038**Serial No.**
10/034,069List of Patent and Publications
Cited by Applicant
(Use several sheets if necessary)**Applicant**
Donald D. LaNeveU.S. Department of Commerce
Patent and Trademark Office**Filing Date**
12/27/2001**Group**
3713**U. S. PATENT DOCUMENTS**

Examiner Initial	Cite No.	Document No.	Name	Date	Class	Subclass
	AW	5,057,915	Von Kohorn	10-15-1991	358	84
	AX	5,073,931	Audebert et al.	12-17-1991	380	23
	AY	5,083,271	Thacher et al.	01-21-1992	364	411
	AZ	5,083,800	Lockton	01-28-1992	273	439
	BA	5,108,115	Berman et al.	04-28-1992	273	439
	BB	5,109,414	Harvey et al.	04-28-1992	380	9
	BC	5,128,752	Von Kohorn	07-07-1992	358	84
	BD	5,212,636	Nakazawa	05-18-1993	364	412
	BE	5,227,874	Von Kohorn	07-13-1993	358	84
	BF	5,233,654	Harvey et al.	08-03-1993	380	20
	BG	5,249,044	Von Kohorn	09-28-1993	358	86
	BH	5,259,613	Marnell, II	11-09-1993	273	138
	BI	5,283,734	Von Kohorn	02-01-1994	364	412
	BJ	5,340,119	Goldfarb	08-23-1994	273	439
	BK	5,408,417	Wilder	04-18-1995	364	479
	BL	5,411,258	Wilson et al.	05-02-1995	273	86
	BM	5,415,416	Scagnelli et al.	05-16-1995	273	439
	BN	5,462,275	Lowe et al.	10-31-1995	273	94
	BO	5,564,977	Algie	10-15-1996	463	25
	BP	5,573,244	Mindes	11-12-1996	463	26
	BQ	5,594,509	Florin et al.	01-14-1997	348	731
	BR	5,629,508	Findley, Jr. et al.	05-13-1997	235	38
	BS	5,647,795	Stanton	07-15-1997	463	1

EXAMINER**DATE CONSIDERED**



Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office	Docket No. W1200-00038	Serial No. 10/034,069
	Applicant Donald D. LaNeve	
	Filing Date 12/27/2001	Group 3713

U. S. PATENT DOCUMENTS

Examiner Initial	Cite No.	Document No.	Name	Date	Class	Subclass
	BT	5,674,128	Holch et al.	10-07-1997	463	42
	BU	5,722,890	Libby et al	03-03-1998	463	17
	BV	5,749,785	Rossides	05-12-1998	463	25
	BW	5,759,101	Von Kohorn	06-02-1998	463	40
	BX	5,816,919	Scagnelli et al.	10-06-1998	463	25
	BY	5,830,068	Brenner et al.	11-03-1998	463	42
	BZ	5,842,921	Mindes et al.	12-01-1998	463	16
	CA	5,904,619	Scagnelli et al.	05-18-1999	463	17
	CB	5,910,047	Scagnelli et al.	06-08-1999	463	17
	CC	5,921,865	Scagnelli et al.	07-13-1999	463	17
	CD	6,004,211	Brenner et al.	12-21-1999	463	40

EXAMINER	DATE CONSIDERED
----------	-----------------